

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office DEC 31 1987

Returned to applicant for correction FEB 04 1988

Corrected application filed _____ Map filed APR 04 1988

The applicant Tri-County Title of Nevada

P.O. Box 848 of Winnemucca
Street and No. or P.O. Box No. City or Town

Nevada 89445 hereby make S application for permission to change the
State and Zip Code No.

point of diversion and place of use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Proof 00701, Barlett Decree No. 2804, Humboldt
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

River adjudication
(Identify right in Decree.)

1. The source of water is Humboldt River
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed .444 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point Union Canal as decreed (see
Describe as being within a 40-acre subdivision of public survey and by course and
Remarks) NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, T.27N., R.32E., M.D.B.&M
distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within Young Ditch as decreed (see
If point of diversion is not changed, do not answer.
Remarks) NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 22 T28N R32E

7. Proposed place of use N $\frac{1}{2}$ NE $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31, T.26N., R.31E.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
M.D.B. &M., 48.91 acres (see Remarks) Place of Use as decreed: Union
Canal and Ditch Company, claimant (see page 55 of Bartlett decree)

8. Existing place of use SW $\frac{1}{4}$ of Section 7, T.27N., R.32E., M.D.B.&M. as
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
decreed, 54.63 acres (see Remarks)
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from March 15th to September 15th of each year.
Month and Day Month and Day

10. Use was permitted from March 15th to September 15th of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) water is to be diverted from
State manner in which water is to be diverted, i.e. diversion structure, ditches,

the Humboldt River by way of the Union Canal
pipes and flumes, or drilled well, etc.

12. Estimated cost of works in excess of \$1000

13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is to change the place of use and point of diversion of water from the Humboldt River. Both places of use are inside the

Pershing County Water Conservation District. Both points of

diversion and places of use are covered by the Bartlett Decree No.

2804. 5.72 acres of water rights lie under Nevada State Highway right-of-way.

By /s/ John H. Milton III

John H. Milton III

146 W. Second Str.

Winnemucca, NV 89445

Compared..... kr/se bp/se

Protested.....

APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of the Humboldt River as heretofore appropriated under Proof 00701 as appears in the Humboldt River Decree No. 2804 entered October 20, 1931 and October 7, 1935, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed..... 0.398 cubic feet per second, but not to exceed 146.73

acre feet as decreed.....

Work must be prosecuted with reasonable diligence and be completed on or before..... January 12, 1992

Proof of completion of work shall be filed before..... February 12, 1992

Application of water to beneficial use shall be made on or before..... January 12, 1994

Proof of the application of water to beneficial use shall be filed on or before..... February 12, 1994

Map in support of proof of beneficial use shall be filed on or before..... February 12, 1994

Completion of work filed..... JAN 08 1998 IN TESTIMONY WHEREOF, I..... PETER G. MORROS.....

Proof of beneficial use filed..... MAR 24 2000 State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... MAR 24 2000 my office, this..... 12th..... day of..... January.....

Certificate No. 15408 Issued APR 13 2000 A.D. 19 90

Port 58245 0.317 State Engineer